

1-1 By: Goolsby, Wohlgemuth (Senate Sponsor - Madla) H.B. No. 249
1-2 (In the Senate - Received from the House May 7, 2003;
1-3 May 9, 2003, read first time and referred to Committee on
1-4 Intergovernmental Relations; May 22, 2003, reported adversely,
1-5 with favorable Committee Substitute by the following vote: Yeas 4,
1-6 Nays 0; May 22, 2003, sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR H.B. No. 249 By: Madla

1-8 A BILL TO BE ENTITLED
1-9 AN ACT

1-10 relating to the returned check fee collected by a county clerk.
1-11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:
1-12 SECTION 1. Section 3.506(a), Business & Commerce Code, is
1-13 amended to read as follows:
1-14 (a) On return of a check to the holder following dishonor of
1-15 the check by a payor, the holder, the holder's assignee, agent, or
1-16 representative, or any other person retained by the holder to seek
1-17 collection of the face value of the dishonored check may charge the
1-18 drawer or endorser a reasonable processing fee of not more than \$30
1-19 [~~\$25~~].
1-20 SECTION 2. Section 118.011(b), Local Government Code, is
1-21 amended to read as follows:
1-22 (b) The county clerk may set and collect the following fee
1-23 from any person:
1-24 (1) Returned Check (Sec. 118.0215) not less
1-25 than \$15 or more than \$30 [~~\$25~~]
1-26 (2) Records Management and Preservation Fee (Sec.
1-27 118.0216) not more than \$5
1-28 (3) Mental Health Background Check for License to
1-29 Carry a Concealed Weapon (Sec. 118.0217) not more than \$2
1-30 SECTION 3. The changes in law made by this Act apply only to
1-31 a check issued on or after the effective date of this Act. A check
1-32 issued before the effective date of this Act is governed by the law
1-33 in effect at the time the check was issued, and the former law is
1-34 continued in effect for that purpose.
1-35 SECTION 4. This Act takes effect September 1, 2003.

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